IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 37618 of 2004(C)

PETITIONER: 1

K.M.MUNEER, S/O.MUHAMMED ,
KOLEMKAL, THAIKKATTUKARA, ALUVA.

BY ADV. SRI.V.V.JOSHI

RESPONDENTS:

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1. STATE OF KERALA, REP. BY THE CHIEF SECRETARY, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR, PALAKKAD.

3. THE SUB INSPECTOR OF POLICE, CHALISSERY POLICE STATION.

4. THE DIRECTOR, MINING AND GEOLOGY, PALAKKAD.

BY PUSPALATHA M.K. FOR R1 TO R4

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).37618/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1- TRUE COPY OF THE PERMIT ISSUED BY THE 4TH RESPONDENT

EXT.P2- PHOTO COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 21.12.04

EXT.P3- TRUE COPY OF THE ORDER ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER DATED 23.12.04.

(TRUE COPY)

P.A TO JUDGE

THOTTATHIL B. RADHAKRISHNAN, J

W.P.(C).37618/2004

Dated this the 26th day of October, 2007

JUDGMENT

Following the interim order dated 31.12.2004, vehicle of the petitioner has been released. The statutory authority has, therefore, to conclude the proceedings in terms of the Kerala Protection of River Banks & Regulation of Removal of Sand Act, 2001 and issue final orders, so that if the petitioner is aggrieved by the said decision, he can seek remedial action. Without prejudice to that course, this writ petition is closed directing that if final orders are yet to be issued as per the provisions of the above said Act, that shall be done within an outer limit of two months from the date of receipt of a copy of this judgment.

THOTTATHIL B. RADHAKRISHNAN
Judge

mrcs